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U.S. DISTRICT COURT
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TX EASTERN-MARSHALL

BY _____

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

TANTIVY COMMUNICATIONS, INC.,

Plaintiff.

VS.

LUCENT
TECHNOLOGIES, INC.

Defendants.

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Civil Action No. 2-04-CV-79 TJW

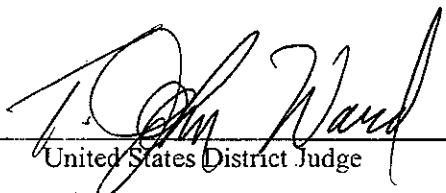
STIPULATION AND ORDER OF DISMISSAL

On this date appeared counsel of record for the parties in the above-referenced cause, and announced their stipulation that this action should be dismissed with prejudice as to (a) Tantivy's claims against Lucent; and (b) Lucent's counterclaims against Tantivy, except that such dismissal shall be without prejudice as to Lucent's claims of invalidity and unenforceability to the extent Tantivy asserts the Patents against Lucent.

Accordingly, it is ORDERED that:

1. This cause is dismissed;
2. All parties shall bear their own costs; and
3. All relief not expressly granted herein is denied.

Signed this 2nd day of November 2005.


United States District Judge

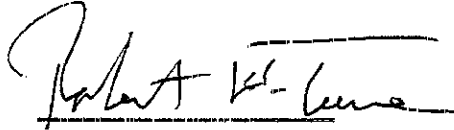
Stipulated and agreed by:



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